

July 1, 2003

COMMUNICATION
Patent Application
Docket No. UF-REI1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Jerry L. Stimac, Roberto Pereira
Docket No. : UF-REI1
For : Methods and Formulations for Control of Pests

Mail Stop Reissue
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMUNICATION

Sir:

As indicated in M.P.E.P § 1412.04, the correction of misjoinder of inventors has been held to be a ground for reissue. See *Ex parte Scudder*, 169 U.S.P.Q. 814, 815 (Bd. App. 1971). The correction of inventorship does not enlarge the scope of the patent claims and where a reissue application does not seek to enlarge the scope of the claims of the original patent, the reissue oath may be made and sworn to, or the declaration made, by the assignee of the entire interest under 37 C.F.R. §1.172. In such an instance, the signatures of the inventors are not needed on the reissue oath or declaration where the assignee of the entire interest signs the reissue oath/declaration. Thus, the assignee of the entire interest can file a reissue to change the inventorship to one that the assignee believes to be correct. The protection of the assignee's property rights in the application and patent are statutorily based in 35 U.S.C. § 118. The subject reissue application has been filed to change the inventorship to one the assignee of the entire interest believes to be correct and no changes to the scope of the claims have been presented. Accordingly, the papers accompanying this reissue application have been filed by the assignee of the entire interest in this matter and the reissue

oath/declaration that accompanies this paper has been duly executed by an individual authorized to act on behalf of said assignee.

Applicants invite the Examiner to call the undersigned if clarification is needed or if the Examiner believes a telephonic interview would expedite the prosecution of the subject application to completion.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§1.16 or 1.17 as required by this paper to Deposit Account No. 19-0065.

Respectfully submitted,



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